

'HANGED' PATIENTS VERIFY EVENING WORLD CHARGES

**Victims of Ward's Island Asylum
Attendant's Brutality Tell State
Lunacy Commission How
They Were Strangled.**

**TORTURE DESCRIBED BY TWO
WHO UNDERWENT PROCERS.**

Direct confirmation of the story of Dr. John G. McCarthy of brutal treatment of patients in the insane asylum on Ward's Island was furnished to the State Commission of Lunacy this afternoon by two patients in Ward No. 40. They are only partially demented, and gave their testimony in a straightforward, convincing manner.

Neither had read Dr. McCarthy's stories in The Evening World, nor had they heard anything about them, save their general purport.

Frank W. Benque, a patient in Ward No. 40 for two years, swore that he saw several of the patients "hanged" with a towel until they were black in the face and unconscious.

Hamilton McDuffy, a negro patient, mentioned in Dr. McCarthy's story in The Evening World, swore that he had been "hanged" several times with his own suspenders. He had seen other patients "hanged" and otherwise assaulted almost daily.

Dr. Arthur Phillips, the physician in charge of ward No. 40, said that he had heard of a case of strangulation, but was unable to get at the bottom of it. He had never heard of the process called "hanging." He said that it was customary to give insane patients a medicine, green in color, which is known to the attendants and patients as "dope."

A man named Collins, an attendant at Bloomingdale Asylum, was called to testify that Dr. McCarthy drank and left the hospital after he was found asleep on duty. Collins's testimony, which was given in the presence of the State Commission, resulted in the exposure that his knowledge of Dr. McCarthy's habits was meagre. He said he saw Dr. McCarthy drink twice out of a bottle, in eight months, but he did not know what was in the bottle. He did not see Dr. McCarthy asleep on duty, but heard somebody say something about it.

In contradiction of Collins's testimony former Alderman Marks, counsel for Dr. McCarthy, produced a letter of recommendation signed by Dr. Durham, of Bloomingdale. The letter characterized Dr. McCarthy as an able, desirable attendant, and laid particular stress upon his sobriety. A similar letter, signed by Dr. Burnham and Dr. Lyon, of Bloomingdale, is on file in the records of the Manhattan State Hospital, and Dr. Ferris, chairman of the investigating board, ordered that it be produced.

"We concede," said Mr. Keenig, "that Dr. McCarthy was not discharged from Bloomingdale Asylum, and are perfectly willing to admit any evidence as to his good character."

Told Woman He Preferred Death. Mrs. Helen Tinco, an investigator for the Charity Organization Society, was called as a witness to testify in regard to the charge that a patient, Julius Russo, was attacked by one of the attendants. In his sworn testimony Dr. McCarthy said that Russo spoke of his treatment to Mrs. Tinco.

This witness said that she had called at the hospital, and questioned Russo on the date mentioned by Dr. McCarthy. But, she said, Russo did not complain of brutal treatment, although he said he would rather be dead than in the asylum. She said Dr. McCarthy was present at the conversation, which had been carried on in the Hungarian language.

Dr. Ferris told Mr. Marks that if he had any witnesses the commission would hear them. Mr. Marks replied that the only witnesses who could possibly corroborate Dr. McCarthy's statements were right in the hospital, under the control of the Commission and the superintendent.

He said he depended upon the Commission to call every witness who could throw any light upon the subject under investigation. John Lahey, an attendant, who was charged by Dr. McCarthy with having abused patients roughly, was then called to the witness stand and sworn. Lahey said he had been in the insane asylum at Ward's Island since November, 1906. Previously he was in the insane asylum at Central Islip, L. I. Before going into the business of giving the "dope,"

BINGHAM UP IN THE AIR ON SUNDAY SHOWS

Interpretation of New Ordinance by Corporation Counsel Gives Little Light.

CALLS THE INSPECTORS.

Says He Will Put It Up to Them and Let Them Use Common Sense.

Police Commissioner Bingham said a few things in his characteristic way this afternoon when he received Corporation Counsel Pendleton's opinion on the Sunday blue law ordinance.

"I'm up in the air more than ever," was the Commissioner's remark. "That ordinance is certainly very vague, but this opinion is even more vague. At least, it isn't what I expected. I had thought that the law would be clearly defined, so that we would know where we were at and just what we should allow and not allow."

The Commissioner then stated that he had summoned all the inspectors to his office to receive instructions.

"I'll put the whole matter up to the inspectors," said Gen. Bingham, "and let them regulate things. They'll have to use their own judgment and horse sense. I don't much like the idea of an ordinance which is so vague, but this opinion is even more vague. At least, it isn't what I expected. I had thought that the law would be clearly defined, so that we would know where we were at and just what we should allow and not allow."

The Commissioner then stated that he had summoned all the inspectors to his office to receive instructions.

"I'm going to have a medicine talk with these inspectors and put it up to them good and square. The police will have to get together with the theatrical people and a rule be fixed as to just how far they can go."

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ANGELUS WINS DERBY "PRELIM" AT NEW ORLEANS

Chapultepec Is Scratched Because of Unusually Heavy Going.

DELABY WINNER TWICE.

Watkins's Jockey Pilots Dick Rose, 40 to 1, and Coltness at 4 to 1.

Special to The Evening World. NEW ORLEANS, La., Dec. 21.—The heaviest track of the meeting was presented for today's races at the Fair Grounds, and as might have been expected, Burlew and O'Neill's \$25,000 colt Chapultepec was the first to be withdrawn from the stake feature, the preliminary Derby. This is supposed to be a Derby tryout, but as it is under handicap conditions, and only over a six-furlong course, it can hardly be regarded as an effective one. The withdrawal of the Flier entry the choice in the evening, a fair support for two or three others.

Scratches were numerous in the second and third races, there being seven withdrawn from each, but inasmuch as each had allied to the track limit of fifteen, there were not at all missed. Pat Dunne's thirty mare Dainty Belle fell into another lucky spot, the fifth race, at a mile and a sixteenth, in which she was at a short price. As a matter of keen contest there was more interest in the third race than in any other on the card barring the stake. The third was a dash of six furlongs for all ages, in which Ray, Thompson, Platon, Himalaya, Colness, Bertha E. and Grand, all good muddlers, were brought together.

FIRST RACE—Purse \$100; two-year-olds; selling; five furlongs.—Pick Rose, 95 (Delaby), 30 to 1, and 45 to 1, won; Tea Leaf, 104 (Notter), 5 to 1 and 5 to 1, second; Salsesaw, 106 (Finn), 9 to 2, and 2 to 1, third. Time—1:08.34.

SECOND RACE—Purse \$100; two-year-olds; selling; five furlongs.—Lassover, 101 (McDaniel), 8 to 5 and 2 to 1, won; Bounder, 103 (Hick), 20 to 1, and 10 to 1, second; Pat Ornus, 107 (Kahan), 50 to 1 and 12 to 1, third. Time—1:02.24.

THIRD RACE—Purse \$100; all ages; six furlongs.—Colness, 107 (Delaby), 4 to 1, and 2 to 1, won; Bertha E., 103 (Notter), 9 to 2 and 2 to 1, second; Tea Leaf, 104 (Notter), 5 to 1 and 5 to 1, third. Time—1:12.11.

FOURTH RACE—Purse \$100; all ages; six furlongs.—Colness, 107 (Delaby), 4 to 1, and 2 to 1, won; Bertha E., 103 (Notter), 9 to 2 and 2 to 1, second; Tea Leaf, 104 (Notter), 5 to 1 and 5 to 1, third. Time—1:12.11.

FIFTH RACE—Purse \$100; all ages; six furlongs.—Colness, 107 (Delaby), 4 to 1, and 2 to 1, won; Bertha E., 103 (Notter), 9 to 2 and 2 to 1, second; Tea Leaf, 104 (Notter), 5 to 1 and 5 to 1, third. Time—1:12.11.

SIXTH RACE—Purse \$100; all ages; six furlongs.—Colness, 107 (Delaby), 4 to 1, and 2 to 1, won; Bertha E., 103 (Notter), 9 to 2 and 2 to 1, second; Tea Leaf, 104 (Notter), 5 to 1 and 5 to 1, third. Time—1:12.11.

SEVENTH RACE—Purse \$100; all ages; six furlongs.—Colness, 107 (Delaby), 4 to 1, and 2 to 1, won; Bertha E., 103 (Notter), 9 to 2 and 2 to 1, second; Tea Leaf, 104 (Notter), 5 to 1 and 5 to 1, third. Time—1:12.11.

EIGHTH RACE—Purse \$100; all ages; six furlongs.—Colness, 107 (Delaby), 4 to 1, and 2 to 1, won; Bertha E., 103 (Notter), 9 to 2 and 2 to 1, second; Tea Leaf, 104 (Notter), 5 to 1 and 5 to 1, third. Time—1:12.11.

NINTH RACE—Purse \$100; all ages; six furlongs.—Colness, 107 (Delaby), 4 to 1, and 2 to 1, won; Bertha E., 103 (Notter), 9 to 2 and 2 to 1, second; Tea Leaf, 104 (Notter), 5 to 1 and 5 to 1, third. Time—1:12.11.

TENTH RACE—Purse \$100; all ages; six furlongs.—Colness, 107 (Delaby), 4 to 1, and 2 to 1, won; Bertha E., 103 (Notter), 9 to 2 and 2 to 1, second; Tea Leaf, 104 (Notter), 5 to 1 and 5 to 1, third. Time—1:12.11.

Eleventh race, a dash of six furlongs for all ages, in which Ray, Thompson, Platon, Himalaya, Colness, Bertha E. and Grand, all good muddlers, were brought together.

WOMAN'S SUIT REVEALS SOURCE OF \$250,000 ATTACK ON ROOSEVELT

**WOMAN WORTH
\$7,000,000 ELOPES
WITH HORSEMAN.**

Harry S. Branchley, Vanderbilt Employee, and Beautiful Wife of Another Man Sail For Europe as "H. Barker and Wife."

The latest startling bit of gossip that is thrilling New York society has to do with the recent departure to Europe of Harry S. Branchley, purchasing agent for Alfred G. Vanderbilt's big coaching enterprises, and the beautiful young wife of a millionaire, the son of a man who made millions in oil.

Branchley was a passenger on the Bluecher, which sailed from Hoboken Dec. 7. He was registered as Mr. H. Barker, and there was also on the passenger list a Mrs. H. Barker, a vivacious young woman of exceeding comeliness, who seemed passionately devoted to the big, good-looking Englishman. She occupied with him suite No. 1.

The husband of the absent woman declares that his wife is now in Paris with her mother, who denies that there was an elopement.

On Dec. 2 a party of three made up of H. S. Branchley and two young women arrived at the Hotel Chelsea on West Twenty-third street. Branchley registered for himself and one of the young women as "H. Barker and wife." For the other young woman he wrote on the register "Miss Warren." When seen about the hotel, which was infrequently "Mrs. H. Barker" was always accompanied by "Miss Warren." Branchley was much away from the hotel, seemingly engaged in many absorbing duties. The two suddenly departed from the hotel on Dec. 5, engaging a private expressman to carry away their luggage, and leaving no address.

Two days later the "Barkers" occupied suite No. 1 on the Bluecher, quietly slipping aboard the steamship without any ceremony of farewells. There was no "Miss Warren" with them this time.

The young woman whose disappearance was coincident with the sailing of Branchley belonged to that "Younger set" of society prominent at Horse Shows and other brilliant functions to which the socially elite tend to elate. She has also been a prominent figure in a large city in the South, where she was regarded as one of its most beautiful women.

As for Branchley, he is one of a well-known type that finds its way into contact with society through the stable door. Of a good, solid, English family, he came to this city about five years ago with no other fortune than six feet two inches of body and brawn and the healthy good looks of a clean young Englishman.

Branchley first obtained employment on the stock farm of H. S. Doerr & Carroll, the big horse dealers. Then Mr. Durand took him up and made him his sales agent. He was never employed as riding master in Durand's Academy, and it was not until long after when the physician stock-brokers bubble burst, whereupon Mr. Vanderbilt engaged Branchley in his big coaching enterprise, in which he purchased \$50,000 worth of blooded English coaching stock.

The young Englishman drove the coach Venture in its runs between the city and Ardley, and in this way he met many men and women of high social prominence. He was regarded as perhaps the best professional whip in the city.

Alfred G. Vanderbilt met the young man during the sensational exhibition of Dr. Woodcock's horses. It was not long after when the physician stock-brokers bubble burst, whereupon Mr. Vanderbilt engaged Branchley in his big coaching enterprise, in which he purchased \$50,000 worth of blooded English coaching stock.

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Joseph W. Hancox Owns Copyright of Anonymous Trusts' Diatribe That Has Aroused the Country, His Wife Swears.

DISCLOSED THROUGH SIMPLE MOTION BEFORE COURT.

Little Red Pamphlet Scores President as Cause of Misery Throughout the Land and Destroyer of Financial and Industrial Prosperity and Welfare.

He's loved of the distracted multitude, who like not in their judgment but their eyes.

—Hamlet.

Well, while I am a beggar, I will rail and say there is no sin but to be rich; And being rich, my virtue then shall be To say there is no vice but beggary.

—King John.

—From the cover of the little red pamphlet which has been denounced as an attack by the trusts in an official statement from Washington.

It may be that a divorce suit brought before Justice Greenbaum to-day reveals the author of its attack on Roosevelt.

This little red pamphlet contains the mysterious attack upon President which recently has so disturbed his political associates. A great pothole was made about the secret, underground attack upon Mr. Roosevelt by means of an anonymous diatribe in pamphlet form. No one could even hint at who was putting the literature out, but there was no doubt that the shadow of the trusts loomed behind it.

Everywhere "The Roosevelt Panic" is advertised, and at a cost of \$250,000, according to a statement issued by the President. The bitter and venomous attack, said Mr. Roosevelt's friends, was undoubtedly only the beginning of a campaign to discredit him, backed by an alliance of the money powers.

A vast fund, it was declared in a statement from Washington, was contributed by a close little body of trust magnates, whose hatred for Mr. Roosevelt and his anti-trust propaganda is now finding its first practical expression. It is the purpose of these enemies of the Administration, it was urged, to blacken Mr. Roosevelt in every corner of the country.

The little book is being sold for 15 cents, and in towns and villages it is being given away.

Says Hancox Owns Copyright.

Mrs. Nettie A. Hancox, through her attorney, David May, to-day obtained from Justice Greenbaum, in the Supreme Court, an order directing her husband, Joseph W. Hancox, to show cause on Tuesday why a receiver of his property should not be appointed and his property sequestered, especially at title and interest in the volume.

The Evening World asked J. J. Little & Co., the publishers, to disclose the nature of Mr. Hancox's association with "Roosevelt's Panic of 1907," or to afford such statement, in view of the Hancox litigation, as would make clear the story behind the authorship and publication of the volume.

The answer was: "We must continue to refrain from making any statement. We shall have nothing to say." "Not even in view of the fact that the Hancox suit will reveal the story?"

"No, no; nothing will be said by us."

SAW THE PACIFIC FLEET OFF ISLAND OF ST. THOMAS.

ST. THOMAS, D. W. I., Dec. 21.—A steamer, which was just in here reports that she saw the American battleship fleet manoeuvring yesterday on the north side of the Island of St. Thomas.

SAN JUAN, Porto Rico, Dec. 21.—The battleship Missouri, detached from the fleet, arrived off this port to-day and signalled Commandant Rohrer, of the Naval Station, "the compliments of the season to friends ashore." The battleship then landed Benjamin Northway, a fireman, who is ill with pertussis. He was taken to the Naval Hospital. After this the battleship rejoined the fleet.

It is reported that the battleship Illinois has landed two pneumonia cases at the naval station at Culebra Island.

The following message from the Pacific fleet was received in this city to-day:

ON BOARD THE FLAGSHIP CONNETTICUT, Dec. 21, 1:20 A. M. (By wireless telegraph to New York).—The fleet has run into the trade winds and the sea is now choppy. We expect to reach the Virgin Passage to-night.

KILLED WIFE AND HIMSELF.

CHICAGO, Dec. 21.—Mrs. Johanna Tsar, who was shot four times last night by her husband, Frank Tsar, who then committed suicide at their home, No. 125 North Forty-first street, died at the County Hospital to-day, of wounds received in the shooting.

The following message from the Pacific fleet was received in this city to-day:

WOMAN DIES OF STARVATION, HER DAUGHTER DYING

Mother of Mrs. Miller Also a Victim of Hunger and Cold.

Mrs. Mary Miller, a widow, died to-day in St. Peter's Hospital, Brooklyn, of starvation and pneumonia. On a cot at her side as she died lay her mother, Mrs. Mary Seaton, also a victim of pneumonia and starvation, and in another part of the hospital was her daughter Katherine, seventeen years old, a cripple, delirious from pain and lack of food.

The unfortunate family lived in a little room in a house at Hicks street and Atlantic avenue. Mrs. Miller was the bread winner. She worked in the restaurant on Ellis Island and it took every penny of her scant earnings to buy the necessities of life for her crippled daughter and her mother.

Something over a week ago Mrs. Miller did not appear at the Ellis Island restaurant to report for work. Harry Balfe, the proprietor, did not notice her absence until yesterday. When he learned that she was missing he made a hurried trip to her home, because she had told him something of her circumstances and he feared she was in want.

He found a heartrending state of affairs in the cold little room the three women called home. The daughter was delirious, Mrs. Miller was unconscious, and the old mother was creeping from one to another trying to comfort them. They had had no food and little fuel for several days, and all three were emaciated.

Mrs. Balfe lost no time in calling in a doctor, who advised that the women be removed to the nearest hospital at once. Mrs. Miller, near to dissolution from the effects of pneumonia, lasted only a few hours, and it is feared that the daughter cannot recover. The aged mother of the dead woman is mentally unbalanced from cold and hunger and is unable to tell a connected story about the privations of the little family.

(Continued on Second Page.)

HEMMED BY FIRE, SCHOOL TEACHER ESCAPES / LIVE

Woman Survives After Being Trapped in Veritable Furnace.

Miss Annie Fream, a public school teacher, who lives with her sister, Mrs. Augustus Hughes, in a flat on the second floor at No. 24 East Seventy-eighth street, had a remarkable escape from death by fire this afternoon.

Miss Fream was at home alone, asleep on a bed in the front room. A lighted oil stove in the next room exploded. The house awakened Miss Fream.

She darted through the smoke and room into the hallway. Women tenants locked into the hall, and somebody sent a fire alarm. One woman asked Miss Fream to come into her room, then went back, thinking she was following her. Instead, she had gone back through the fire to the front room to get her pocketbook.

The firemen, being assured there was nobody in the rooms, set to work. When they went into the front room where the fire was burning fiercely, one of the firemen discovered Miss Fream, lying on a bed, badly downed, apparently dead.

A call was sent to the Presbyterian Hospital and Dr. Stevens came. Miss Fream's face was black, as were her arms and hands, looking as if they had been charred by fire. Dr. Stevens restored her to consciousness. A closer examination revealed the fact that the flames had not touched her, nor had her clothing caught fire. She had been saved by the flames having taken a circular course around the walls of the room instead of attacking the bed, which stood at the door.

ROOSEVELTS GOING OUT OF TOWN CHRISTMAS WEEK.

WASHINGTON, Dec. 21.—The holiday plans of President Roosevelt and his family, as announced at the White House to-day, contemplates a trip to Pine Knot, Va., the day after Christmas, and a stay at the Virginia estate of Mrs. Roosevelt for four or five days, when the family will return to Washington. Christmas will be celebrated at the White House, as usual, and the President will be back for the public reception on New Year's Day.

DENIES \$25,000 ROBBERY OF JEWELS IN TRUNK.

DETROIT, Dec. 21.—The police here to-day arrested a man giving the name of Samuel Austin Collins and claiming to live at No. 214 Fulton street, Brooklyn, on suspicion of complicity in the theft of a trunkful of jeweller's samples belonging to West, White & Christy, of Pittsburgh, from the Cortland Hotel, New York City, Oct. 2.

The young Englishman drove the coach Venture in its runs between the city and Ardley, and in this way he met many men and women of high social prominence. He was regarded as perhaps the best professional whip in the city.

MECHANICS AND TRADERS' BANK CUTS DIVIDEND.

The directors of the Mechanics & Traders' Bank have declared a quarterly dividend of 1-14 per cent, payable Jan. 2. This compares with a semi-annual dividend of 5 per cent, declared by the bank last June.

The action of the directors in declaring this quarterly dividend of 1-14 per cent, at this time places the stock of that institution on a 5 per cent, per annum basis, compared with 10 per cent, in the preceding year.